

## MINUTES OF A REGULAR CITY COUNCIL MEETING HELD MAY 23, 1983

**PRESENT:**

|                  |                |
|------------------|----------------|
| Grant S. Nielson | Mayor          |
| Don Bird         | Council Member |
| Max Bennett      | Council Member |
| Don Dafoe        | Council Member |
| Ruth Hansen      | Council Member |
| Willis Morrison  | Council Member |

**ABSENT:**

None

**OTHERS PRESENT:**

|                 |                      |
|-----------------|----------------------|
| Vance Bishop    | City Administrator   |
| Dorothy Jeffery | City Recorder        |
| Warren Peterson | City Attorney        |
| Greg Cooper     | City Chief of Police |
| Sherri Terrell  | City Secretary       |
| Selma Lazaro    | La Vonne Morrison    |
| Lois Steele     | Howard Gimperline    |
| Dale Bond       | Deila Bond           |
| Al Stang        | Clara Belle Cook     |
| Ray Cook        | Joe Trujillo         |
| Jim Fletcher    |                      |

Mayor Nielson called the meeting to order at 8:00 p.m. and stated that notice of the time, place and agenda of the meeting had been posted at the principal office of the governing body, had been provided Millard County Chronicle; the Millard County Gazette; and the local radio station, KNAK, and to each member of the governing body by personal delivery of copies of the Notice and Agenda two (2) days prior to the meeting.

**MINUTES:**

The minutes of a regular City Council Meeting held May 16, 1983 were presented to the Council. Councilman Dafoe made the **MOTION** to approve the minutes. Councilman Bennett **SECONDED** the motion, which passed unanimously.

**ACCOUNTS PAYABLE**

City Recorder Dorothy Jeffery presented the list of accounts payable to the Council Members. Councilman Bird **MOVED** and Councilman Bennett **SECONDED** the motion to pay the current bills. The motion carried unanimously.

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COUNCIL ACTION ON ZONE CHANGE REQUEST FOR LOT 4 BLOCK 27  
(200 EAST 200 SOUTH)

Mayor Nielson stated that the Planning and Zoning Committee recommended the zone change request for Lot 4 Block 27 (200 East 200 South)

Councilman Morrison stated that the City needs whatever growth it can get. The City has tried to encourage growth with various projects. The rezoning of this property would be contiguous with similiar zoning in the area. There is going to be a thoroughfare that would handle the additional traffic.

Councilman Bird pointed out some negative points of rezoning from a R-2 to a high density. Streets aren't adequate and it is quite congested in that area now. There are no recreation facilities in that area yet. The R-2 zone allows for duplexes in this area at the present time.

Councilman Morrison stated that after the impact is over that Delta City would be in need of some low income housing for senior citizens and young married couples.

Councilman Morrison made a MOTION to approve the zone change of Lot 4 Block 27 from a R-2 to an multiple dwelling zone. Council Member Hansen SECONDED the motion. The Mayor then asked for a roll call vote.

|                 |     |
|-----------------|-----|
| Don Bird        | Nay |
| Max Bennett     | Nay |
| Don Dafoe       | Nay |
| Ruth Hansen     | Yea |
| Willis Morrison | Yea |

The motion failed.

APPLICATION FOR CLASS A BEER LICENSE FOR HARTS GAS & FOOD

The Council Members reviewed the letter of recommendation from Chief of Police Cooper. Councilman Bird made the MOTION to approve the Harts Gas & Food for a Class A Beer License. Councilman Morrison SECONDED the motion, which passed unanimously.

OTHER BUSINESS

Mayor Nielson stated that the weeds aren't being cut like they should be. Because of the absent of men and the increase of work the recommendation was made to hire another

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man as soon as possible.

Councilman Dafoe stated that he had been approached a number of times, asking if the alleys could be graded. The Mayor stated a man would do this as soon as man power could allow.

City Administrator Bishop presented the request from the Senior Citizens Community Center to wave the cost of the water, sewer, and City franchise tax. At this time no government entity is exempt from the franchise tax, it is equal to all. However, it was suggested that the City could donate the cost of this to the Senior Citizens. This matter was tabled until such time that the Senior Citizens and the County could provide their budget information.

City Administrator Bishop stated that Intermountain Power Agency needed a letter confirming that the Delta City would take over the storm drain retention basin within the White Sage Subdivision. Before the City can do so, the Intermountain Power Agency needs to know what condition the City will require the basin to be in for acceptance.

Delta City Parks and Recreation Director, Steve Littlefield, had recommended that the area be fenced with a gate, covered with pea gravel, and perhaps play apparatus and a sand pile, with salt grass along the slope area. Mr. Littlefield is researching the different kinds of grass that will grow the year around.

It was suggested that this area be used for an ice skating rink in the winter. The Council recommended that the basin be lined with bentonite and the drain have a gate on it, to allow for the water retention in the winter. City Administrator Bishop will forward the City's recommendations to IPA.

City Council Member Hansen asked City Attorney Peterson if he would prepare a library ordinance. City Attorney Peterson concurred.

Councilman Bird inquired to the calls on the new City Building. City Administrator Bishop stated that the addendum to the bid documents had been received. A list of General Contractors has been prepared by the City Engineer and made available to all interested parties. The bid opening is scheduled for Thursday, May 26, 1983. Bids will be accepted until then.

City Attorney Peterson was asked to review specifications on discrepancies in the notice to bidders as to required

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attendance at the pre-bid conference. This will need to be done prior to the bid opening on Thursday.

City Recorder, Dorothy Jeffery, reported that she and Mayor Nielson had gone to the bond closing for the City Building and had received the bond proceeds.

City Attorney Peterson stated that he had studied the statutes for the optional 1/8% additional local sales tax. He recommended that the Council review and reconsider this matter again. The state tax commission is suggesting that instead of allocating the IPA self assessed use tax on a state wide basis that they would make it a point of sale and allocate it within Millard County only. That would save, presumably hundreds of thousands of dollars that would otherwise be distributed state wide that would be distributed in Millard County only. If the City sales tax is at 3/4% instead of the 7/8% then Delta City would receive proportionally less, and yet that is designed to be an impact alleviation device for Delta City. Councilman Dafoe made a MOTION to have a special meeting Thursday May 26, 1983 at 5:00 p.m. in the Delta City Office, to reconsider the local option sales tax ordinance. Council Member Hansen SECONDED the motion, which passed unanimously.

#### WORK SESSION ON 1983-84 BUDGET

City Administrator Bishop presented the proposed budget for the fiscal year 1983-84. Each department was discussed thoroughly.

Councilman Bennett made the MOTION to go into a closed session to discuss personnel. Councilman Dafoe SECONDED the motion, which passed unanimously. The Mayor then dismissed everyone at 11:27p.m., except the City Council, City Attorney, and City Administrator.

Councilman Bird made the MOTION to adjourn and Councilman Morrison SECONDED the motion. The motion carried unanimously. The Mayor adjourned the meeting at 12:15 a.m.

  
Mayor Grant S. Nielson

City Recorder Dorothy Jeffery